

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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IN RE WORLD TRADE CENTER DISASTER : 21 MC 100 (AKH)  
SITE LITIGATION : (All Cases)  
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IN RE COMBINED WORLD TRADE CENTER : 21 MC 103 (AKH)  
AND LOWER MANHATTAN DISASTER SITE : (All Cases)  
LITIGATION (straddler plaintiffs) :  
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**NOTICE OF JOINT MOTION TO DISMISS CLAIMS  
AGAINST EVANS ENVIRONMENTAL & GEOLOGICAL  
SCIENCE AND MANAGEMENT, LLC**

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**PLEASE TAKE NOTICE** that on a day to be determined by this Court, Plaintiffs' Co-Liaison Counsel, Worby Groner Edelman & Napoli Bern, LLP and Attorneys for Defendant, Evans Environmental & Geological Science and Management, LLC, Pillinger Miller Tarallo, LLP, shall apply to the Honorable Alvin K. Hellerstein, U.S.D.J. at the Southern District of New York located at 500 Pearl Street, New York, New York, Room 14-D for Order seeking the dismissal of certain plaintiffs' claims against defendant Evans Environmental & Geological Science and Management, LLC with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(2).

Dated: New York, New York  
May 2, 2011

/s/ Christopher R. LoPalo  
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